

Sent By: HOMELAND VINYL PRODUCTS;

2058543677;

Jan-12-06 12:26PM;

Page 6/6

01/12/2006 11:58:12 AM

ATLACU01

FAX 404 815 3509

Page 6

**SUPPLEMENTAL DECLARATION
FOR REISSUE
PATENT APPLICATION
TO CORRECT "ERRORS" STATEMENT
(37 CFR 1.175)**

Attorney Docket Number	043850.016
First Named Inventor	HEATH, Randall
COMPLETE (if known)	
Application Number	10/ 673,074
Filing Date	September 26, 2003
Art Unit	3873
Examiner Name	SAFAVI, Michael

Under the Patent and Trademark Act of 1980, no person is required to respond to a petition or information unless it contains a valid OMB control number.
Approved for use through 04/30/2007, OMB 0541-0033
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

I/We hereby declare that:

Every error in the patent which was corrected in the present reissue application, and which is not covered by the prior oath(s) and/or declaration(s) submitted in this application, arose without any deceptive intention on the part of the applicant.

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

I/We hereby declare that all statements made herein of my/our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Randall		Heath	
Inventor's Signature	<i>X Randall Heath</i>	Date	1/12/06
Name of Second Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature		Date	

☐ Additional inventors or legal representatives are being named on the _____ supplemental sheets PTO/SB/02A or 02LR attached hereto.

This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Sent By: HOMELAND VINYL PRODUCTS;
 01/12/2006 11:58:12 AM

2058543677;
 ATLACU01

Jan-12-06 12:26PM;
 FAX 404 815 3509

Page 2
 Page 2

PTO/SB/S1 (05-02)
 Approved for use through 01/21/2004. OMB 0661-0003
 U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
 Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REISSUE APPLICATION DECLARATION BY THE INVENTOR	Docket Number (Optional) 043850.016
<p>As a below named inventor, I hereby declare that My residence, post office address and citizenship are stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in patent number <u>6,324,786</u> granted <u>December 4, 2001</u> and for which a reissue patent is sought on the invention entitled <u>MODULAR DECKING PLANKS</u>, the specification of which <input type="checkbox"/> is attached hereto. <input checked="" type="checkbox"/> was filed on <u>09/26/2003</u> as reissue application number <u>10/673,074</u> and was amended on <u>May 5, 2006</u>. (If applicable)</p> <p>I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56. I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)</p> <p><input type="checkbox"/> by reason of a defective specification or drawing.</p> <p><input checked="" type="checkbox"/> by reason of the patentee claiming more or less than he had the right to claim in the patent.</p> <p><input type="checkbox"/> by reason of other errors.</p> <p>At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:</p> <p><u>The error was including the exact position of apertures through the bottom portion of the tubular elements and the requirement of longitudinally extending lands and crests. Claims 1, 2 and 10 are being broadened by removing the required position of apertures through the bottom portion of the tubular elements and by removing the requirement of longitudinally extending lands and crests.</u></p>	

[Page 1 of 2]

This collection of information is required by 37 CFR 1.173. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Sent By: HOMELAND VINYL PRODUCTS;
01/12/2006 11:58:12 AM

2058543677;
ATLACU01

Jan-12-06 12:26PM;
FAX 404 815 3509

Page 3/6
Page 3

PTO FORM 05-03
Approved for use through 01/01/2004, OMB 0551-0003
U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)		Docket Number (Optional) 043850.016
All errors corrected in this reissue application, including within the preliminary amendment of Sept. 26, 2003 and the Examiner's Amendment, arose without any deceptive intention on the part of the Applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.		
Name(s)	Registration Number	
Christopher A. Holland	45,316	
Correspondence Address: Direct all communications about the application to:		
<input checked="" type="checkbox"/> Customer Number	25481	→ Place Customer Number Ser Code Label here
OR Type Customer Number here		
<input type="checkbox"/> Firm or Individual Name		
Address		
Address		
City	State	ZIP
Country		
Telephone	Fax	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.		
Full name of sole or first inventor (given name, family name) RANDALL HEATH		
Inventor's signature	X <i>Randall Heath</i>	
Residence Pinson, Alabama	Date X 1/12/06	
Mailing Address 3300 Pinson Valley Parkway, Pinson, AL 35217	Citizenship USA	
Full name of second joint inventor (given name, family name)		
Inventor's signature	Date	
Residence	Citizenship	
Mailing Address		
Full name of third joint inventor (given name, family name)		
Inventor's signature	Date	
Residence	Citizenship	
Mailing Address		
<input type="checkbox"/> Additional joint inventors are named on separately numbered sheets attached hereto.		

[Page 3 of 2]

Sent By: HOMELAND VINYL PRODUCTS;
01/12/2006 11:58:12 AM

2058543677;
ATLACU01

Jan-12-06 12:27PM;
FAX 404 815 3509

Page 4/6
Page 4

PTO/SB/52 (02-01)
Approved for use through 01/12/2004, OMB 0831-0033
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REISSUE APPLICATION DECLARATION BY THE ASSIGNEE		Docket Number (optional) 043850.016
<p>I hereby declare that:</p> <p>My residence and post office address and citizenship are stated below next to my name.</p> <p>I am authorized to act on behalf of the following assignee: <u>Homeland Vinyl Products, Inc.</u></p> <p>and the title of my position with said assignee is: <u>President</u></p> <p>The entire title to the patent identified below is vested in said assignee.</p>		
Name of Patentee(s): Randall Heath		
Patent Number 6,324,796	Date of Patent Issued December 4, 2001	
Title of Invention MODULAR DECKING PLANKS		
<p>I believe said patentee(s) to be the original, first and sole/joint inventor(s) of the subject matter which is described and claimed in said patent, for which a reissue patent is sought on the invention entitled <u>MODULAR DECKING PLANKS</u>.</p> <p>the specification of which</p> <p><input type="checkbox"/> is attached hereto.</p> <p><input checked="" type="checkbox"/> was filed on <u>09/28/2003</u> as reissue application number <u>10 / 573,074</u> and was amended on <u>May 5, 2005</u> (If applicable)</p> <p>I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.</p> <p>I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.</p> <p>I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)</p> <p><input type="checkbox"/> by reason of a defective specification or drawing.</p> <p><input checked="" type="checkbox"/> by reason of the patentee claiming more or less than he had the right to claim in the patent.</p> <p><input type="checkbox"/> by reason of other errors.</p> <p>At least one error upon which reissue is based is described as follows:</p> <p>The error was including the exact position of apertures through the bottom portion of the tubular elements and the requirement of longitudinally extending lands and crest. Claims 1, 2 and 10 are being broadened by removing the required position of apertures through the bottom portion of the tubular elements and by removing the requirement of longitudinally extending lands and crest.</p> <p>[Attach additional sheets, if needed.]</p>		

(Page 1 of 2)

Burden Hour Statement: This form is estimated to take 0.5 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Sent By: HOMELAND VINYL PRODUCTS;
01/12/2006 11:58:12 AM

2058543677;
ATLACU01

Jan-12-06 12:27PM;
FAX 404 815 3509

Page 5/6
Page 5

PTO/SB/52 (02-01)
Approved for use through 01/31/2004. OMB 0651-0033
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

(REISSUE APPLICATION DECLARATION BY THE ASSIGNEE)		Docket Number (Optional) 043850.018
<p>I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.</p> <p>Name(s) Christopher A. Holland Registration Number 46,316</p>		
<p>Correspondence Address: Direct all communications about the application to:</p> <p><input checked="" type="checkbox"/> Customer Number 25461 → Place Customer Number Bar Code Label Here</p> <p style="text-align: center;">OR</p> <p style="text-align: center;">Type Customer Number Here</p>		
<input type="checkbox"/> Firm or Individual Name		
Address		
Address		
City	State	Zip
Country		
Telephone	Fax	
<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.</p>		
<p>Full name of person signing (given name, family name) RANDALL HEATH</p>		
Signature <i>X</i>	Date <i>X</i> 1/12/06 <i>r</i>	
<p>Address of Assignee 3300 PINSON VALLEY PKWY., PINSON AL 35217</p>		
Patentee Randall Heath	Citizenship USA	
<p>Residence/Post Office Address 3300 PINSON VALLEY PKWY., PINSON AL 35217</p>		
Patentee	Citizenship	
<p>Residence/Post Office Address</p>		
<p><input type="checkbox"/> Additional Patentees are named on separately numbered sheets attached hereto.</p>		

[Page 2 of 2]